



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Givoly et al.

Application No. 10/040,297

Filed: 10/23/2001

For: SYSTEM, METHOD AND COMPUTER  
PROGRAM PRODUCT FOR NETWORK  
RECORD SYNTHESIS

)  
) Group Art Unit: 2142  
)  
) Examiner: Nguyen, Hai  
)  
) Atty. Docket No. XACTP009  
)  
)  
)

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JUN 24 2004

Technology Center 2100

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION OF PRIOR INVENTION IN THE UNITED STATES  
OR IN A NAFTA OR WTO MEMBER COUNTRY  
TO OVERCOME CITED PATENT OR PUBLICATION (37 C.F.R. section 1.131)

PURPOSE OF DECLARATION

1. This declaration is to establish completion of the invention in this application in the United States or in a NAFTA or WTO member country, at a date prior to February 25, 2000, that is the effective date of U.S. Patent Application Publication US2001/0034677 that was cited by the Examiner.
2. The person making this declaration is an inventor, Tal Givoly.

FACTS AND DOCUMENTARY EVIDENCE

3. To establish the date of completion of the invention of this application, the following attached exhibit and statement are submitted as evidence:

EXHIBIT A - A presentation by one of the inventors dated at least as early as February 16, 2000.

STATEMENT: I, Tal Givoly, hereby state that the invention in the above application was conceived of and/or reduced to practice at least in part by me at least as early as February 16, 2000, as evidenced by EXHIBIT A. Such invention was conceived of and/or reduced to practice to be capable of identifying a plurality of services carried out over a network; collecting data describing the plurality of services; and generating a single record including the collected data, wherein the single record represents each of the plurality of services; wherein the services include at least two services selected from a group consisting of a hypertext transfer protocol (HTTP) session, an electronic mail session, a multimedia streaming session, a voice over Internet Protocol (IP) session, a data communication session, an instant messaging session, a peer-to-peer network application session, a file transfer protocol (FTP) session, and a telnet session; wherein the data is collected utilizing an enhancement procedure defined utilizing a graphical user

Declaration of Prior Invention in the United States or in a NAFTA or WTO Member Country to Overcome Cited Patent or Publication—  
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interface by: listing a plurality of available functions to be applied in real-time prior to end-user reporting, allowing a user to choose at least one of a plurality of fields, and allowing the user to choose at least one of the listed functions to be applied to the chosen field in real-time prior to the end-user reporting; as well as various other features embodied in the claims and specification of the above patent application.

From this exhibit and statement, it is clear that the invention in this application was conceived of and/or reduced to practice at least as early as February 16, 2000.

#### DILIGENCE

4. It is hereby declared that applicants acted diligently from the effective date of the citation of the cited reference, up to reduction to practice and/or the filing of the above application.

#### TIME OF PRESENTATION OF THE DECLARATION

5. This declaration is submitted prior to final rejection, or with a first reply after a final rejection for the purpose of overcoming a new ground of rejection or requirement made by the Examiner, in which case the declaration is considered timely and should be considered. See MPEP 715.09 (C).

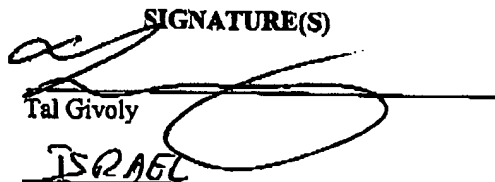
#### DECLARATION

6. As a person signing below:

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

#### SIGNATURE(S)

Inventor's signature:

  
Tal Givoly

Date: 6/15/04

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ISRAEL

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